

106th TN General Assembly

Second Regular Session



Tuesday, June 8, 2010

Senate – No Session House – 90th Legislative Day

SENATE

CALENDARS FOR WEDNESDAY, JUNE 9, 2010

Consent

1. **SR 0235 by *Crowe**
Memorials, Public Service - Representative Jason Mumpower -
2. **HJR 1359 by *Litz, Naifeh, Williams, Ferguson, Maddox, Bone**
Memorials, Public Service - Mary Ann Doty -

Regular

1. ***SB 0981 by *Berke (HB 1869 by *Brown, Cooper B)**
Lottery, Scholarships and Programs - As introduced, requires the commissioner of education to evaluate the effectiveness of the pilot after school programs funded by the lottery in increasing ACT and SAT scores, eligibility for lottery scholarships, and enrollment in postsecondary institutions. - Amends TCA Title 49, Chapter 1; Title 49, Chapter 2; Title 49, Chapter 3 and Title 49, Chapter 6.
2. **SB 2474 by *Watson, Johnson (*HB 2452 by *Lynn)**
State Government - As introduced, requires joint evaluation committees to meet at least quarterly. - Amends TCA Title 4, Chapter 29.
3. **SB 2655 by *Johnson (*HB 2625 by *Dunn, Tindell, Haynes)**
Contractors - As introduced, punishes as theft certain actions of persons performing home improvement services; requires the board of licensing contractors to post information on its web site when the board disciplines a contractor or home improvement services provider or contractor; requires the board to revoke a license it issues in certain circumstances. - Amends TCA Title 39; Title 47 and Title 62.
4. **SB 2886 by *Crowe, Faulk (*HB 2989 by *Ford)**
Pensions and Retirement Benefits - As introduced, requires interest to be assessed on benefits not paid to beneficiary for any reason; requires penalty to be assessed on benefits not paid to beneficiary due to state error; applies to all benefits payable since January 1, 2006. - Amends TCA Title 8, Chapter 34; Title 8, Chapter 36 and Title 8, Chapter 37.
5. ***SB 3052 by *Burks (HB 3232 by *McCord)**
Taxes, Ad Valorem - As introduced, clarifies duties of state board of equalization with regard to providing public records by fax to citizens requesting such. - Amends TCA Title 3; Title 4; Title 5; Title 6; Title 7; Title 8; Title 9; Title 12; Title 16; Title 30; Title 36; Title 39; Title 40; Title 45; Title 47; Title 48; Title 49; Title 55; Title 56; Title 57; Title 61; Title 62; Title 67; Title 68; Title 69; Title 70 and Title 71.

(Senate Regular Calendar cont.)

6. SB 3135 by *McNally, Ketron (*HB 3169 by *Curtiss)

Taxes - As introduced, establishes an offset procedure for the state to recover debts owed to the state from a person who is entitled to a state tax refund. - Amends TCA Title 9, Chapter 4; Title 18; Title 36, Chapter 5; Title 41, Chapter 21, Part 9; Title 49, Chapter 4; Title 50, Chapter 7; Title 67, Chapter 1 and Title 71, Chapter 5.

7. *HJR 0851 by *West, Turner M, McDonald, Moore

Highway Signs - "Chris Levering Memorial Bridge," McGavock Pike in Davidson County. -

8. *HJR 1305 by *Moore, Jones S, Pruitt, Gilmore, Sontany, Turner M, Odom, West, Harwell

Memorials, Government Officials - Urges department of health to provide free replacement copies of vital records to victims of recent flooding in Tennessee. -

9. SB 2560 by *Black, Beavers, Ramsey, Tracy, Gresham (*HB 2622 by *Lynn, Maggart, Swafford)

Health Care - As introduced, prohibits the legislature from requiring any person to participate in any health care system or plan. - Amends TCA Title 56; Title 63; Title 68 and Title 71.

10. *SB 2650 by *McNally, Ketron (HB 3014 by *Sargent)

Licenses - As introduced, requires licenses issued by the department of commerce and insurance and licenses required to work as athlete agents, lobbyists, and K-12 public school teachers to be denied, suspended, or revoked, if student loans are not paid. - Amends TCA Title 3; Title 49 and Title 56.

11. *SB 3215 by *Burks, Finney L (HB 3446 by *Yokley, Marsh, Litz)

Utilities, Utility Districts - As introduced, increases from 100,000 to 200,000 the minimum number of lines an existing telephone cooperative can have to operate within the same area as a Rural Electric and Community Services Cooperative. - Amends TCA Title 5; Title 6; Title 7 and Title 65.

12. SB 3621 by *Beavers, Gresham (*HB 3627 by *Weaver)

Highways, Roads and Bridges - As introduced, requires highway and bridge projects to receive the approval of the general assembly; initiation of new highway and bridge projects must receive approval of general assembly. - Amends TCA Title 3 and Title 54, Chapter 1.

13. *SB 2810 by *Norris, Ford, O. (HB 3069 by *Miller L, Hardaway)

Taxes, Real Property - As introduced, broadens authority for Shelby County government and municipalities therein to convey real property to nonprofit community development corporations for creation of affordable housing by authorizing such conveyances for any purpose that local government officers deem proper to inure to the public benefit. - Amends TCA Section 67-5-2509.

Message

1. SB 2616 by *Kyle, McNally, Ketron (*HB 2556 by *Fitzhugh)

Taxes, Sales - As enacted, reduces retail sales tax on food from 5.5 percent to 5 percent for tax year 2011 and thereafter. - Amends TCA Title 3; Title 4; Title 5; Title 6; Title 7; Title 8; Title 9; Title 12; Title 16; Title 30; Title 36; Title 39; Title 40; Title 45; Title 47; Title 48; Title 49; Title 55; Title 56; Title 57; Title 61; Title 62; Title 67; Title 68; Title 69; Title 70 and Title 71.

2. *SB 3901 by *Kyle (HB 3787 by *Turner M)

Taxes - As introduced, modifies various tax provisions concerning video programming services, telecommunications services, sales of property for use in business of selling, and determination of net earnings for real estate investment trusts. - Amends TCA Title 7; Title 55; Title 56; Title 67 and Title 71, Chapter 602 of the Public Acts of 2007; and Chapter 530 of the Public Acts of 2009.

3. *SB 0274 by *Haynes (HB 0499 by *Todd, Tindell)

Alcoholic Beverages - As introduced, decreases time person must be resident of Tennessee to obtain retailer license or own stock in corporation who has retailer license from two years or at least 10 consecutive years to one year or at least five consecutive years. - Amends TCA Title 57.

4. *SB 0440 by *Overbey, Burks (HB 0969 by *McCord, Haynes, Lundberg, White, Faulkner, Fincher)

Election Laws - As introduced, requires that person losing right to vote because of a felony conviction must pay all fines and court costs imposed before right to vote is restored. - Amends TCA Title 40, Chapter 29, Part 2.

5. *HB 2454 by *Lynn (SB 2472 by *Watson, Johnson)

Administrative Procedure (UAPA) - As introduced, continues certain permanent rules filed with secretary of state after January 1, 2009. - Amends TCA Title 4, Chapter 5.

(Senate Message Calendar cont.)

6. *HB 2510 by *McCormick (SB 2606 by *Watson)

Registers of Deeds - As introduced, authorizes Hamilton County register's office to collect a \$2.00 electronic filing submission fee for each electronically-filed document recorded over the Internet through such register's county-run electronic filing portal; documents filed by governmental entities are exempt; requires approval of two thirds of local legislative body. - Amends TCA Title 8, Chapter 21, Part 10.

7. HB 2781 by *Hill, Fincher, Hardaway, Hawk (*SB 2709 by *Crowe, Ketron, Burks, Ford, O., Bunch)

Domestic Violence - As introduced, requires persons convicted of domestic assault to attend counseling for the duration of their sentence for such offense. - Amends TCA Title 39, Chapter 13, Part 1.

SENATE CONVENES AT 11:00 A.M., WEDNESDAY, JUNE 9, 2010

H O U S E

BILLS / RESOLUTIONS

HR 0450 by *Turner J

Memorials, Recognition - Jeff & Jolly Drive Neighborhood -

HJR 1403 by *Pitts, Johnson C, Johnson P, Evans

Memorials, Personal Achievement - Richard Henderson, 2010 Tennessee American Legion Boys State Governor -

HJR 1404 by *Naifeh, Maddox, Litz, Borchert, Shaw, Shepard, Hackworth, Yokley, Barker, Odom, DeBerry L, Camper, Armstrong, Bass, Bell, Bone, Brooks K, Brooks H, Brown, Campfield, Carr, Casada, Cobb T, Cobb J, Coleman, Cooper B, Curtiss, DeBerry J, Dunn, Eldridge, Evans, Faulkner, Favors, Ferguson, Fincher, Fitzhugh, Floyd, Ford, Fraley, Gilmore, Halford, Hardaway, Harmon, Harrison, Harwell, Hawk, Haynes, Hensley, Hill, Johnson C, Johnson P, Jones S, Jones U, Kernell, Lollar, Lynn, Maggart, Marsh, Matheny, McCord, McCormick, McDaniel, McDonald, McManus, Montgomery, Moore, Mumpower, Niceley, Pitts, Pruitt, Ramsey, Rich, Richardson, Sargent, Shipley, Sontany, Stewart, Swafford, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, West, White, Williams, Winningham
Memorials, Recognition - Craig Fitzhugh, induction as chair of Tennessee Bankers Association -

THIRD CONSIDERATION

Consent Calendar:

HR 441 – RE-SET to next calendar.

HR's 442, 443, 444 – ADOPTED 90-0.

HR 445 – WITHDRAWN.

HR's 446, 447, 448, 449 – ADOPTED 90-0.

HJR 1395 – WITHDRAWN.

HJR's 1396, 1397, 1398, 1399, 1400, 1401, 1402 – ADOPTED 90-0.

(Third Considerations – Consent Calendar cont.)

SJR's 1182, 1183, 1278, 1281, 1285, 1286, 1287, 1288, 1289 – CONCURRED 90-0.

SJR's 1294, 1295, 1296, 1300, 1301, 1302, 1303, 1304, 1305, 1306 – CONCURRED 90-0.

Regular Calendar:

HB 1869 – Amds. #1, 2 ad. – PASSED AS AMENDED 86-3.

HB 3193 – s/c SB 3125 – Amd. #3 ad. – PASSED AS AMENDED 78-11-2.

HB 3272 – PASSED 91-1.

HB 3385 – s/c SB 3110 – PASSED 91-0.

HB 3529 – HELD on desk.

HB 3545 – s/c SB 3427 – PASSED 91-0.

HB 3720 – HELD on desk.

HB 2656 – s/c SB 2746 – PASSED 90-0.

HB 2788 – Amd. #2 ad. – PASSED AS AMENDED 90-0.

HB 3277 – s/c SB 3219 – PASSED 89-0-1.

HJR 1368 – Amd. #1 ad. – ADOPTED AS AMENDED 91-0.

HB 814 – Amd. #2 ad. – PASSED AS AMENDED 89-0.

HB 3200 – s/c SB 2621 – PASSED 79-12.

HB 1987 – s/c SB 2041 – PASSED 90-0.

HB 2625 – Amds. #1, 2 ad. – RE-SET to 6/9/10.

HB 228 – s/c SB 231 – PASSED 91-0.

HB 2851 – s/c SB 3495 – PASSED 81-6.

HB 3251 – s/c SB 3092 – PASSED 91-0.

HB 3252 – s/c SB 2785 – Amd. #2 ad. – PASSED AS AMENDED 91-0.

HB 3718 – HELD on desk.

HB 3181 – s/c SB 3290 – PASSED 91-0.

HB 3847 – s/c SB 3847 – PASSED 87-2.

HB 2885 – s/c SB 3484 – PASSED 88-0-1.

HB 3230 – s/c SB 3538 – Amd. #2 ad. – PASSED AS AMENDED 92-0.

HB 3936 – RE-SET to next calendar.

HB 3683 – Amd. #3 ad. – PASSED AS AMENDED 90-0-1.

HB 3229 – s/c SB 3536 – Amd. #1 ad. – PASSED AS AMENDED 91-0.

HB 3247 – s/c SB 2775 – PASSED 90-0.

HB 2896 – s/c SB 2870 – PASSED 91-0.

HB 3443 – s/c SB 3415 – PASSED 91-0.

HB 2872 – s/c SB 2882 – Amd. #2 ad. – RE-SET to 6/9/10.

HB 2456 – Amds. #1, 2, 3, 4 ad. – PASSED AS AMENDED 90-0.

HB 2855 – PASSED AS AMENDED 91-0.

HR 346 – ADOPTED 84-0-3.

SB 3268 – RE-SET to last calendar.

HB 2622 – Amd. #3 ad. – PASSED AS AMENDED 53-32.

Message Calendar:

HB 193 – S Amds. #8, 9 CONCURRED 76-11-1.

HB 670 – H refused to recede from Non-concurrence S Amds. #6, 10, 11, 14, 2, 3, 4, 5, 9, 12, 13, 23, 28, 29, 32;
Conference Committee appointed: Reps. Dennis, Rich, Bass.

HB 782 – S Amd. #1 CONCURRED 91-0.

HB 1184 – Conference Committee Report ADOPTED 91-0.

HB 2187 – HELD on desk.

HB 2455 – RE-SET to next calendar.

HB 2462 – H refused to recede from non-concurrence S Amds. #1, 2; Conference Committee appointed: Reps.
Lynn, Armstrong, Hensley.

HB 2474 – S Amd. #2 NON-CONCURRED.

HB 2592 – H refused to recede from non-concurrence S Amd. #2; Conference Committee appointed: Reps. Lynn,
Shipley, Richardson.

(Third Considerations – Message Calendar cont.)

HB 2594 – H refused to recede from non-concurrence S Amd. #2; Conference Committee appointed; Reps. Lynn, Favors, Shepard.

HB 2822 – S Amd. #3 CONCURRED 90-0-1.

HB 2978 – S Amd. #3 NON-CONCURRED.

HB 3175 – S Amd. #4 CONCURRED 91-0-1.

HB 3182 – S Amds. #3, 4, 5 CONCURRED 92-0.

HB 3282 – S Amds. #3, 4 CONCURRED 90-1.

HB 3736 – S Amd. #2 CONCURRED 91-0.

HB 3753 – Conference Committee Report ADOPTED 92-0.

HB 3939 – S Amd. #1 CONCURRED 92-0.

OTHER ACTION

HJR 1404 – s/r ADOPTED 90-0.

HOUSE CONVENES AT 1:30 P.M., WEDNESDAY, JUNE 9, 2010